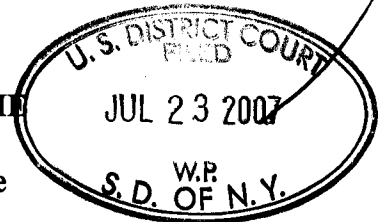


UNITED STATES DISTRICT COURT FOR THE  
SOUTHERN DISTRICT OF NEW YORK  
Civil Action, Case \_\_\_\_\_ -"EFC" Case



JOHNNY BLACKWELL, and JOSE VIVANCO  
Plaintiffs

**07 CIV. 6604**

-against-

ORDER TO SHOW CAUSE  
FOR PRELIMINARY INJUNCTION  
AND TEMPORARY RESTRAINING  
ORDER

PATHWAYS TO HOUSING INC,  
NEW YORK STATE OFFICE OF MENTAL HEALTH  
WESTCHESTER COUNTY DEPARTMENT OF COMMUNITY MENTAL HEALTH  
WHITNEY YOUNG MANOR, L.P.  
DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT  
Defendants

**WP4**

Upon the affidavits of Johnny Blackwell sworn to 28<sup>th</sup> day of June, 2007 and Jose

Vivanco sworn to 29<sup>th</sup> day of June, 2007, attorney affirmation, the Plaintiffs'

Memorandum of law, and attached exhibits, and upon the copy of the complaint hereto  
annexed, it is

✓ ORDERED, that the above named defendant show cause before a motion term of  
this Court, at Room 218 United States Courthouse, 300 Quarropas Street, 10601-4150, in  
the city of White Plains, New York, County of Westchester, and State of New York, on  
✓ July 27 2007 at 10:00 o'clock in the fore thereof, or as soon thereafter  
as counsel may be heard, why an order should not be issued pursuant to Rule 65 of the  
Federal Rules of Civil Procedure.

1. enjoining the defendants, Whitney Young Manor L.P., and North Broadway  
Realty LLC during the pendency of this action from proceeding with any  
summary proceedings in Yonkers City Court with respect to any of the  
plaintiffs in this action; and

**MICROFILM**

**JUL 23 2007**

**USDCSDNYWP**

2. directing the defendants Pathways to Housing to pay all rental arrears and to continue to pay the rent monthly on Plaintiffs behalf to Whitney Young and North Broadway Realty LLC during the pendency of this action; and
3. staying any proceedings, instituted by the defendants Whitney Young Manor, North Broadway Realty Corp. and Pathways to Housing currently pending in Yonkers City Court; and

ORDERED that, sufficient reason having been shown therefore, pending the hearing of plaintiff's application for a preliminary injunction, pursuant to Rule 65, Fed. R. Civ. P., the Defendant's Whitney Young Manor, North Broadway Realty LLC, Pathways to Housing Inc. are temporarily restrained and enjoined from (1) proceeding with any summary proceedings in Yonkers City Court with respect to any of the plaintiffs in this action; ~~(2) Pathways to Housing is directed to pay all rental arrears on behalf of the plaintiffs;~~

*Deleted  
EAB/USD*

ORDERED, that sufficient reason having been shown therefore Defendant Pathways to Housing, Inc or other such entity currently charged with the administration of Plaintiffs' Shelter Plus Care subsidy continue to make monthly payments, on behalf of each individual Plaintiff in the amount of plaintiff's Shelter Plus Care subsidy to their respective landlords for the pendency of these proceedings; and it is further

✓ ORDERED, that posting of a bond is not required as plaintiffs in this matter are proceeding as poor persons.

*No prior application for relief requested herein has been made by Plaintiffs*

*personal* *The summons and complaint and*  
ORDERED service ~~by overnight mail~~ of a copy of this order annexed

✓ affidavits upon the defendants or his/her counsel on or before 4:45 clock

✓ in the after noon, July, 25, 2007, shall be deemed  
good and sufficient service thereof.

SO ORDERED:

Dated: White Plains, NY

Issued: 1:45 PM

*Issued ex parte in light  
of the limited preliminary  
relief granted on 7/15/05*

Charles Bruneau  
United States District Judge